NIXON & VANDERHYE PC2 Fax: 703-816-4100 Sep 29 2004 15:22 P. 02 United States J at and Trademark Office Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office Alexandria, Virginia 22313-1450 SEP 2 0 2004 www.uspto.gov U.S. PATENT AND TRADEMARK OFFICE BOARD OF PATENT APPEALS 5204 Paper No: D Appeal No: 2004-1881 AND INTERFERENCES Fisher, David, et.al Appellant: 09/623,681 Application No: Nixon & Vanderhye, PC Hearing Room, 1100 N Glebe Road Hearing Docket: 8th Floor Thursday, December 09, 2004 Arlington, VA 222民任份EIVED Hearing Date: Hearing Time: 9:00 AM SEP 2 9 2004 Location: **BOARD OF PATENT APPEALS** AND INTERFERENCES NOTICE OF HEARING CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS Your attention is directed to 37 CFR § 41.47. The above Identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up. The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced. CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.

This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

**BPAI HEARINGS FAX No:** 

(703) 308-6199 USPTO Central Fax No. (703) 872-9306

counsel:

Clerk of the Board (703) 308-9797

**BPAI Mailing Address:** 

BOARD OF PATENT APPEALS AND INTERFERENCES UNITED PATENT AND TRADEMARK OFFICE

P.O. BOX 1450

ALEXANDRIA, VIRGINIA 22313-1450

In all communications relating to this appeal, please identify the appeal by its number.

HEARING ATTENDANCE CONFIRMED

HEARING ATTENDANCE WAIVED

9/29/04 27,393

Signature of Attorney/Agent/Appellant Date Registration No.

Stanley C. Spooner

Names of other vicitors expected to accompany

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see http://www.uspto.gov/web/offices/dp.m/bpai/docs/contacts/contac